

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SOUTH CENTRAL BELL TELEPHONE)	
COMPANY'S PROPOSED AREA CALLING)	CASE NO. 91-250
SERVICE TARIFF)	

O R D E R

On December 24, 1991, the Commission entered an Order concerning South Central Bell's post-hearing Reply Brief. The Reply Brief, filed December 16, 1991, contained as an exhibit a price-out of the effect of Area Calling Service on South Central Bell's revenues. The price-out assumed a toll reduction of approximately 20 percent which South Central Bell expects to be ordered by the Commission in Administrative Case No. 323¹ and Case No. 90-256.² The price-out is substantially different from the price-out previously filed in the proceeding and discussed at the public hearing. The Commission determined that neither intervenors nor the Commission had had opportunity to review and examine at the public hearing the information contained in the exhibit. Accordingly, South Central Bell was ordered to either request a public hearing concerning the information contained in

¹ Administrative Case No. 323, An Inquiry Into IntraLATA Toll Competition, An Appropriate Compensation Scheme for Completion of IntraLATA Calls by Interexchange Carriers, And WATS Jurisdictionality.

² Case No. 90-256, A Review of the Rates and Charges and Incentive Regulation Plan of South Central Bell Telephone Company.

its Reply Brief or that the Reply Brief would be stricken from the record.

On January 3, 1992, South Central Bell filed a motion for reconsideration or, in the alternative, for a public hearing. In support of its motion, South Central Bell asserted that it had filed a price-out in response to the Commission's data request Item 7a and that questions at the public hearing addressed the potential effect of Case No. 90-256. Finally, South Central Bell asserts that the most appropriate manner to assure due process will be provided is to give all parties a period of time to file written comments concerning the price-out contained in its Reply Brief. South Central Bell, however, in the alternative, requests a public hearing on the price-out should the Commission deny its motion for reconsideration.

On January 7, 1992, the Attorney General, by and through his Utility and Rate Intervention Division ("Attorney General"), filed a response in opposition to South Central Bell's motion for reconsideration. The Attorney General asserts that the exhibit is not based on information contained in the record and that the Attorney General should be given an opportunity to update his exhibits and arguments to incorporate the new data. The Attorney General also states that a sufficient opportunity for discovery should be granted.

On January 13, 1992, South Central Bell filed a reply to the Attorney General's response, which also contains a motion for confidential treatment of certain information. This Order only rules on South Central Bell's motion for reconsideration.

The Commission, having considered the motion, response, and reply and having been otherwise sufficiently advised, finds that a procedural schedule should be established herein. The Commission contemplates that South Central Bell will not place the Area Calling Service tariff in effect until this matter is resolved and a final Order in this proceeding is entered.

IT IS THEREFORE ORDERED that:

1. South Central Bell's motion for reconsideration is denied in part and granted in part.

2. All data requests to South Central Bell concerning the exhibit contained in its Reply Brief and related matters are due no later than 14 days from the date of this Order.

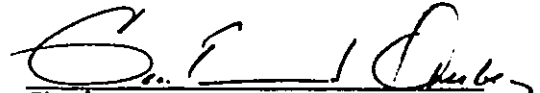
3. South Central Bell shall respond to all data requests within 30 days of the date of this Order.

4. Written comments of all parties concerning the exhibit contained in South Central Bell's Reply Brief are due no later than 45 days from the date of this Order.

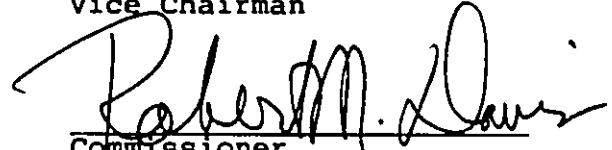
5. South Central Bell shall notify the Commission in writing within 20 days of the date it intends to place the Area Calling Service tariff in effect prior to the resolution of this matter and the issuance of a final Order in this proceeding.

Done at Frankfort, Kentucky, this 16th day of January, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director